

[Cite as *In re Harris*, 2006-Ohio-5143.]

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

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IN RE: RHIANNON HARRIS	:	Case No. V2006-20259
RHIANNON HARRIS	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
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{¶ 1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to a February 26, 2004 assault incident. On January 19, 2006, the Attorney General denied the applicant's claim pursuant to R.C. 2743.60(D) contending that all the applicant's expenses had been or may be recouped by a collateral source, namely Medicaid. On February 14, 2006, the applicant filed a request for reconsideration. On March 22, 2006, the Attorney General determined that the previous decision warranted no modification. On March 29, 2006, the applicant filed a notice of appeal to the Attorney General's March 22, 2006 Final Decision. Hence, this matter was heard before this panel of three commissioners on June 21, 2006 at 10:25 A.M.

{¶ 2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the

hearing and presented brief comments for the panel's consideration. The Assistant Attorney General reiterated her position for denying the applicant's claim. After a brief discussion of the claim, the panel chairman concluded the hearing.

{¶ 3} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find the March 22, 2006 decision of the Attorney General shall be affirmed without prejudice. Should the applicant obtain evidence of unreimbursed economic loss, such would be an appropriate basis for filing a supplemental compensation application.

{¶ 4} IT IS THEREFORE ORDERED THAT

{¶ 5} The March 22, 2006 decision of the Attorney General is AFFIRMED without prejudice;

{¶ 6} This claim is DENIED and judgment is rendered for the state of Ohio;

{¶ 7} This order is entered without prejudice to the applicant's right to file a supplemental compensation application, within five years of this order, pursuant to R.C. 2743.68;

{¶ 8} Costs are assumed by the court of claims victims of crime fund.

LLOYD PIERRE-LOUIS
Commissioner

JAMES H. HEWITT III
Commissioner

GREGORY P. BARWELL
Commissioner

ID #\1-KB-tad-062706

A copy of the foregoing was personally served upon the Attorney General and sent by regular mail to Cuyahoga County Prosecuting Attorney and to:

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To S.C. Reporter 9-29-2006